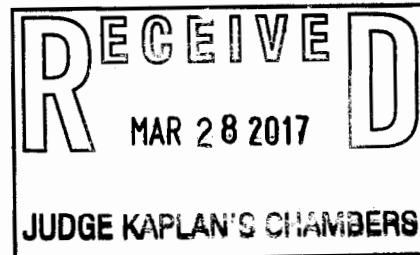


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DOC #: 3-29-17
DATE FILED: 3-29-17



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

DANIEL KLEEBERG, LISA STEIN and AUDREY HAYS,

Plaintiffs,

vs.

LESTER EBER; ALEXBAY, LLC f/k/a LESTER EBER, LLC; CANANDAIGUA NATIONAL CORPORATION d/b/a CANANDAIGUA NATIONAL BANK & TRUST; ELLIOT W. GUMAER, JR.; EBER BROS. & CO., INC.; EBER BROS. WINE AND LIQUOR CORPORATION; EBER BROS. WINE & LIQUOR METRO, INC.; EBER-CONNECTICUT, LLC ; and WENDY EBER

Defendants.

STIPULATION AND ORDER

Civ. Action No.:
1:16-cv-09517-LAK

WHEREAS Defendant Canandaigua National Bank & Trust filed a Motion to Dismiss the Complaint on March 3, 2017;

WHEREAS Plaintiffs' counsel was granted an extension to file their response on or before March 21, 2017 and did, in fact, file their extension;

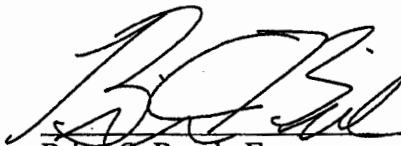
WHEREAS Defendant Canandaigua National Banks & Trust's reply is due on or before March 28, 2017;

WHEREAS Defendant Canandaigua National Bank & Trust has not previously requested any extensions;

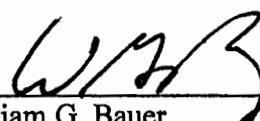
IT IS HEREBY STIPULATED by and between counsel for Plaintiffs and counsel for Defendant Canandaigua National Bank & Trust that Defendant shall be granted a two-day

extension of time to file a reply in support of its Motion to Dismiss, so that the new deadline is March 30, 2017.

Dated: March 28, 2017



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SO ORDERED, this 28 day of March, 2017



Hon. Lewis J. Kaplan